



Attorney Docket No. 4189.0079-03000

**Primary Application of:**

Rudolf HAUPTMANN et al.

**Serial No. 08/383,676**

Filed: February 1, 1995

For: TNF RECEPTORS, TNF BINDING  
PROTEINS AND DNAs ENCODING  
THEM

**Assistant Commissioner for Patents**  
**Washington, D.C. 20231**

Sir:

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.97(b)**

08/25/1997 GWASHING 00000026 08383676  
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Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), applicants bring to the attention of the

Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in § 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Action or a Notice of Allowance. The Request for Examination After Final Under 37 C.F.R. § 1.129(a) was filed on June 10, 1997. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$230.00 as specified by § 1.17(p).

Copies of the listed documents are enclosed.

German publication no. DE 3910323 A1 is not in English. That document claims the same priority application as Great Britain publication no. 2218101, which is already of record. European publication no. 0417563 A2 is not in English. That document claims the same priority applications as United States Patent No. 5,610,279, a copy of

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Serial No. 08/092,538

which is enclosed. PCT publication no. WO 90/13575 is not in English. That document claims the same priority application as United States Patent No. 5,344,915, a copy of which is enclosed. Applicants enclose English translations of the following documents: DE 3913101.7; DE 3920282.8; and EP 393438.

Applicants also bring to the attention of the Examiner the following copending United States Patent Applications:

|                  |            |       |         |   |          |         |              |
|------------------|------------|-------|---------|---|----------|---------|--------------|
| Prot             | 08/375,242 | filed | 1/19/95 | GDD   | FAOM     | 1Bc1    |              |
| Gene             | 08/484,337 | filed | 6/7/95  | "   | "        | "       |              |
|                  | 08/485,439 | filed | 6/7/95  | (abandoned and petition to revive has been filed) |          |         |              |
|                  | 08/484,312 | filed | 6/7/95  | "   | "        | EX      |              |
|                  | 08/477,638 | filed | 6/7/95  | "   | "        | "       |              |
| Binding<br>P3504 | 07/477,639 | filed | 6/7/95  | Toni Scheiner                                     | Allowed  | Daytrig |              |
|                  | 08/484,307 | filed | 6/7/95  | GDD   | FAOM     | EX      |              |
|                  | 08/319,506 | filed | 10/6/94 | LMS   | N/Ap     | 1Bc1    | Registration |
|                  | 08/482,283 | filed | 6/7/95  | C. Kaulhofer                                      | FAOM     | 1Bc1    | "            |
|                  | 08/484,783 | filed | 6/7/95  | Pegyl   |          |         |              |
|                  | 08/482,284 | filed | 6/7/95  | Pegyl   |          |         |              |
|                  | 08/485,441 | filed | 6/7/95  | "   |          |         |              |
|                  | 08/410,937 | filed | 3/27/95 | LMS   | Pegyl    |         |              |
|                  | 08/259,413 | filed | 6/14/94 | Pegyl   |          |         |              |
|                  | 08/116,260 | filed | 9/2/93  | Kec   | Treat MS |         |              |

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the claimed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
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Date: August 4, 1997